

FILED  
COURT OF APPEALS  
DIVISION II

2023 MAR -2 PM 2:17

STATEMENT OF ADDITIONAL GROUNDS FOR REVIEW  
RAP 10.10

STATE OF WASHINGTON

BY KT  
DEPUTY

STATE OF WASHINGTON )

Respondent, )

v. )

Lee Allen McIntosh  
(your name)

Appellant. )

No. COA574055

STATEMENT OF ADDITIONAL  
GROUNDS FOR REVIEW

I, Lee McIntosh, have received and reviewed the opening brief prepared by my attorney. Summarized below are the additional grounds for review that are not addressed in that brief. I understand the Court will review this Statement of Additional Grounds for Review when my appeal is considered on the merits.

Additional Ground 1

Prosecutorial misconduct by the failure of counsel to introduce exculpatory medical records from hospital that counters any injury from strangulation. Along with records that stated the victim received no medical tx prior to release.

Additional Ground 2

mental health diagnosis coupled with violent history  
\* Zachary Mulizzi breached on the stand by witness  
and struck from approach by judge.

If there are additional grounds, a brief summary is attached to this statement.

Date: 2-24-23

Signature: Lee McIntosh

### additional Ground #3

Finger prints at time of booking missing thumb due to bite received from victim at time of incident.

Document position of thumb in mouth during incident were not introduce as evidence. That may have been proof of contradictory story of the prosecutors tale of events.